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08-16-04.

3732

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August 13, 2004

Commissioner for Patents
Mail Stop: Amendments
P.O. Box 1450
Alexandria, VA 22313-1450

Re: RCE Application

APPLICANTS: Dr. Robert J. Sicurelli Jr. &
Dr. Samuel Masyr
FOR: FLEXIBLE POST IN A DENTAL POST AND CORE
SYSTEM
FILING DATE: November 21, 2001
SERIAL NO.: 09/990,932
EXAMINER: John J. Wilson
ART UNIT: 3732

Dear Sir:

Enclosed please find:

Amendment in response to Non-Final Office Action
Fee transmittal form
Petition For One Month Extension of Time
Certificate of Mailing.

Please charge the fees in the amount of \$ 55 to Deposit Account # 23-0120.

Additionally, pursuant to MPEP 2001.06 (c), Applicants note that this matter is the subject of related litigation in the Eastern District of New York concerning Applicant's parent United States Patent nos. 5,518,399, 5,741,139, 5,915,970, 5,919,044 and 6,371,763B1. Copies of the Summons, Complaint and Answer are enclosed herein.

Please acknowledge receipt by returning the enclosed postcard.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Alfred M. Walker".

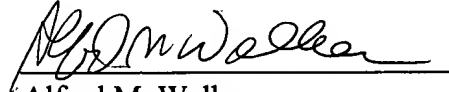
Alfred M. Walker
AMW:dc

encl.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail #EV401839269US addressed to Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Date: August 13, 2004


Alfred M. Walker

Pat 4 trans amendment



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Sicurelli Jr. et al.
Ser. No.: 09/990,932
Filed: November 21, 2001
Art Unit: 3732
Examiner: John J. Wilson
Title: Flexible Post In A Dental Post and Core System

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Amendment Under 37 C.F.R. §1.111

This Response addresses the Office Action dated April 13, 2004 (Paper No. 41204).

The Commissioner is authorized to charge any fees associated with this communication to the undersigned's Deposit Account number 23-0120.